



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/612,292

06/30/2003

Selim Aissi

884.935US1

5816

21186

7590

06/14/2007

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. BOX 2938

MINNEAPOLIS, MN 55402

EXAMINER

BADII, BEHRANG

ART UNIT

PAPER NUMBER

3694

MAIL DATE

DELIVERY MODE

06/14/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

I. Claims 51-54, drawn to a machine-readable medium that provides instructions, which when executed by a wireless device, cause said machine to perform operations comprising: encrypting the audit log based on an encryption key that is generated within the wireless computing device and wherein the encryption key is stored within a memory within a cryptographic processing module of the wireless computing device; storing the encrypted audit log in a memory of a cryptographic processing module in the wireless computing device which performed the encrypting, in response to a determination that an audit session that includes the number of audit transactions is a high-valued audit session; and storing the encrypted audit log in a memory that is external to the cryptographic processing module, in response to a determination that the audit session is not a high-value audit session, classified in class 380, subclass 277.

II. Claims 4-8, 30-33 and 37-50, drawn to a method/machine readable medium comprising selectively auditing a number of transactions between a wireless computing device and a server based on a type for the number of transactions, wherein selectively auditing of the number of transactions includes securely storing at least one attribute of selected audited transactions within the wireless computing device, classified in class 705, subclass 50.

The inventions are distinct, each from the other because of the following reasons:

Inventions II and I are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as encrypting the audit log based on an encryption key that is generated within the wireless computing device and wherein the encryption key is stored within a memory within a cryptographic processing module of the wireless computing device; storing the encrypted audit log in a memory of a cryptographic processing module in the wireless computing device which performed the encrypting, in response to a determination that an audit session that includes the number of audit transactions is a high-valued audit session; and storing the encrypted audit log in a memory that is external to the cryptographic processing module, in response to a determination that the audit session is not a high-value audit session. Invention II has separate utility such as selectively auditing a number of transactions between a wireless computing device and a server based on a type for the number of transactions, wherein selectively auditing of the number of transactions includes securely storing at least one attribute of selected audited transactions within the wireless computing device. See MPEP § 806.05(d).

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Art Unit: 3694

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Behrang Badii whose telephone number is 571-272-6879. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any response to this action should be mailed to:

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

or faxed to (571)273-8300

Hand delivered responses should be brought to

United States Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street

Art Unit: 3694

Alexandria, VA 22314

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 3600 Customer Service Office whose telephone number is **(571) 272-3600**.

Behrang Badii
Patent Examiner
Art Unit 3621

BB



ELLA COLBERT
PRIMARY EXAMINER